



Attorney Docket: 26421U

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Group Art Unit: 1641

VARON

Serial No.: 10/511,705

Examiner: DIRAMIO, J.A.

Filing Date: February 15, 2005

Attorney: GMN/GBK

Title: **METHOD, SYSTEM AND KIT FOR DETECTING AN ANALYTE IN A SAMPLE**

TRANSMITTAL LETTER

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Information Disclosure Statement;
- (2) PTO Form-1449 with 10 cited references;
- (3) Copy of the International Search Report;
- (4) Copy of 5 of the cited references;
- (5) Check No. 1207 in the amount of \$ 180.00, for submission of an Information Disclosure Statement fee.

The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112.

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**

Date Filed: November 22, 2005

**NATH & ASSOCIATES PLLC**  
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By: 

Gary M. Nath  
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INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

An Information Disclosure Statement is submitted herewith pursuant to 37 C.F.R. 1.97-1.98. Please note the following particulars: [NOTE: One only of items a, b, c, and d must be checked.]

[ ] a. The enclosed statement is being filed within three months of the filing date of a national application, or within three months of the date of entry into the national stage as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing date of a first Office Action on the merits, whichever event occurs last.

[XXX] b. The enclosed statement is being filed after a first action on the merits but before the mailing date of a final action under 37 C.F.R. 1.113, or a notice of allowance under 37 C.F.R. 1.311.

The enclosed statement is accompanied by [check one]:

[ ] i. a certification in part (e) below as specified in 37 C.F.R. 1.97(e), or

[X] ii. a check in the amount required by 37 C.F.R. 1.17(p).

[ ] c. The enclosed statement is being filed after the mailing date of a final action under 37 C.F.R. 1.113, or a notice of allowance under 37 C.F.R. 1.311, but before payment of the issue fee.

[ ] Certification report(e) below; and

[ ] a check in the amount as required by 1.17(p).

[ ] d. The enclosed statement is being filed pursuant to 37 C.F.R. 1.97(i), for placement in the file.

[ ] e. Certification [Check one] [Certification is required only if box (b)(i) or box (c) is checked.]

[ ] I hereby certify that each item of information contained in the enclosed Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement,

or

[ ] I hereby certify that no item of information in the enclosed Information Disclosure Statement herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

or

[ ] Appropriate certification is attached.

[XXX] f. If no check is enclosed and a fee is due in connection with this communication or if the check enclosed is insufficient, the Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 14-0112.

[XXX] g. Copies of the documents are attached herewith with a completed Form PTO-1449.

or

[ ] Copies of the documents are not attached as allowed under CFR 1.98(d)(1)(2). The earlier application is identified as:

and / or

[XXX] Copies of US Patents/Publications not attached as allowed in Official Gazette Aug. 5, 2003/ Vol. 1273, no. 1.

The Examiner is respectfully requested to cite the documents listed on the attached Form PTO-1449 in the next Office Action. In so doing, the Examiner is respectfully requested to initial in the space adjacent to the listing of each document on the Form PTO-1449, and return a copy of the initialed Form PTO-1449 with the next communication to Applicants, to confirm that these documents have been considered by the Examiner and made of record in this application.

If the Examiner has any questions or wishes to discuss this application, kindly telephone the undersigned at the below-listed number.

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**

Date Filed: November 22, 2005

**NATH & ASSOCIATES PLLC**  
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FORM PTO-1449

**INFORMATION DISCLOSURE  
CITATION**Attorney Docket:  
26421UIn re Application of:  
VARONArt Unit:  
1641Appl. No.:  
10/511,705Filed:  
February 15, 2005Examiner:  
DIRAMIO, J.A.**U.S. PATENT DOCUMENTS**

Examiner Initial		Document Number	Issue Date	Name	Class	Sub-Class	Filing Date
	A1	5,541,417	07/30/1996	Xiong et al.			05/18/1995
	A2	5,487,112	01/23/1996	Zygourakis et al.			02/20/1990
	A3	3,770,380	11/06/1973	Smith			04/19/1971
	A4	4,692,412	09/08/1987	Livingston et al.			03/11/1986
	A5	6,159,748	12/12/2000	Hechinger			06/01/1998
	A6						
	A7						

**FOREIGN PATENT DOCUMENTS**

		Document Number	Date	Country	Class	Sub-Class	Translation
	A8	96/12966	07/30/1996	WIPO			N/A
	A9	95/04930	02/16/1995	WIPO			N/A
	A10	99/47933	09/23/1999	WIPO			N/A
	A11	01/33215	05/10/2001	WIPO			N/A
	A12	02/079749	10/10/2002	WIPO			N/A
	A13						
	A14						

**OTHER** (Including Author, Title, Date, Pertinent Pages, etc.)

	A15	
	A16	
	A17	
	A18	
	A19	
	A20	
	A21	

Examiner

Date Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP ' 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.